

Prepared By and Return To:
Grand Harbor Management
3755 7th Terrace, Suite 304
Vero Beach, Florida 32960

AMENDMENT TO
DECLARATION OF CONDOINIUM
FOR
THE FALLS AT GRAND HARBOR

THIS AMENDMENT is made this 14 day of August, 2006, by GH VERO BEACH DEVELOPMENT LLC, a Delaware limited liability company (the "Declarant").

RECITALS:

1. Declarant recorded the Declaration of Covenants, Conditions and Restrictions for The Falls at Grand Harbor, filed at Official Records Book 1922, Page 2473, of the Public Records of Indian River County, Florida, as amended (the "Declaration").
2. Pursuant to Article XIX, Section 6, the Declarant may adopt and record an amendment to the Declaration by the Board of Directors adopting a Resolution authorizing the amendment, upon proper Notice duly given and a Meeting being held, and upon the affirmative approval of two-thirds (2/3) of the votes entitled to be cast, said members are authorized to amend the Declaration.
3. The Declarant chooses to amend Article IX, Section 33 and Article IX, Section 34 of the Declaration

AMENDMENT

1. The foregoing recitals are true and correct and incorporated herein by reference.
2. Article IX, Section 33 shall be amended as follows (additions shown as double underline; deletions shown as strikethrough);

ARTICLE IX; Section 33. Swimming Pools and Spas. Swimming pools, hot tubs and spas on a Lot shall not be permitted unless the plans, specifications, and location of same are first approved by the ARB. ~~No swimming pools, hot tubs or spas shall be permitted within the rear yard of any courtyard home or within the rear yard of any Lot that is adjacent to the lake within the Community. Swimming pools, hot tubs and spas located in the side yard of courtyard homes may be approved.~~

3. Article IX, Section 34 shall be amended as follows (additions shown as double underline; deletions shown as strikethrough);

ARTICLE IX; Section 34. Screen enclosures. Screen enclosures extending outside the envelope of the unit shall ~~on a Lot or modifications thereto~~ shall not be permitted on lots 17 through 49 of The Falls at Grand Harbor Plat 29 (being those lots located on the lake). Screen enclosures contained within the envelope of the home shall be permitted as long as the screen enclosure plans, specifications, and location are first approved by the ARB, in its sole discretion. Screen enclosures shall be permitted on lots 1 through 16 and 50 through 63 of The Falls at Grand Harbor (those not being located on the lake) unless as long as the screen enclosure plans, specifications, and location are first approved by the ARB, in its sole discretion. ~~Screen enclosures shall be no larger than the envelope of the Unit and shall at all times be setback from the lake a minimum distance as determined by the ARB in its sole discretion.~~

4. No other items are changed.

IN WITNESS WHEREOF, the Declarant has executed this Amendment the date first above written.

Signed, sealed and delivered in the presence of:

GH VERO BEACH DEVELOPMENT LLC, a Delaware limited liability company

BY: VERO BEACH ACQUISITION COMPANY LLC, a Delaware limited liability company, its managing member

Debra L Fletcher
Name: DEBRA L. FLETCHER

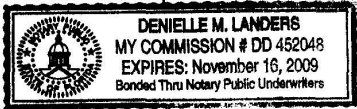
William A. Burke
Name: William A. Burke
Title: Vice President

Denielle M. Landers
Name: Denielle M. Landers

STATE OF ~~NEW YORK~~ FLORIDA
COUNTY OF ~~WESTCHESTER~~ INDIAN RIVER

The foregoing instrument was acknowledged before me this 14 day of August, 2006, by William A. Burke, as Vice President of VERO BEACH ACQUISITION COMPANY LLC, as managing member of GH VERO BEACH DEVELOPMENT LLC, a Delaware limited liability company, who is personally known to me.

My Commission Expires:



Denielle M Landers
Print Name: Denielle M Landers
Notary Public, State of _____